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9-23-03

In the United States Patent and Trademark Office

Applicants: Thomas H. Roessler et al.
Serial No.: 09/216,545
Confirmation No: 9533
Filed: December 18, 1998

Docket No.: 14,541
Group No.: 3761
Examiner: K. M. Reichle
Date: July 8, 2003

For: PANT-LIKE DISPOSABLE ABSORBENT ARTICLES WITH AN EASY
OPENING FEATURE

Terminal Disclaimer

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The Present Application

1. Kimberly-Clark Worldwide, Inc., doing business at 401 North Lake Street, Neenah, Wisconsin, 54956, is the assignee of the entire right, title and interest in and to the above-referenced present pending U.S. patent application serial number 09/216,545 filed on December 18, 1998 for "PANT-LIKE DISPOSABLE ABSORBENT ARTICLES WITH AN EASY OPENING FEATURE".
2. Assignment of the inventors' rights in present patent application serial number 09/216,545 to Kimberly-Clark Worldwide, Inc. is evidenced by an assignment document which has been recorded in the U.S. Patent and Trademark Office at Reel 9666, Frame 0023.

Commonly Assigned Patent

1. Kimberly-Clark Worldwide, Inc. is also the assignee of the entire right, title and interest in and to copending U.S. patent number 6,113,717 issued on September 5, 2000 for "METHOD OF MAKING REFASTENABLE, PANT-LIKE DISPOSABLE ABSORBENT ARTICLES".
2. Assignment of the inventors' rights in U.S. patent number 6,113,717 to Kimberly-Clark Worldwide, Inc. is evidenced by an assignment document which has been recorded in the U.S. Patent and Trademark Office at Reel 9668, Frame 0756.

Right of Assign to Pr secut

Kimberly-Clark Worldwide, Inc. certifies:

- (a) that the evidentiary documents have been reviewed; and
- (b) that to the best of Kimberly-Clark Worldwide, Inc.'s knowledge and belief, title of present U.S. patent application serial number 6,113,717 is in Kimberly-Clark Worldwide, Inc.

Terminal Disclaimer

- 1. Kimberly-Clark Worldwide, Inc. hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the present U.S. patent application serial number 09/216,545, which would extend beyond the expiration date of the full statutory term, including any applicable term extension, defined in 35 U.S.C. 154 and 156 for U.S. patent number 6,113,717.
- 2. Kimberly-Clark Worldwide, Inc. hereby agrees that any patent granted upon present U.S. patent application serial number 09/216,545 shall be enforceable only for and during such period that the legal title to such patent shall be the same as the legal title to U.S. patent number 6,113,717. This agreement shall run with any patent granted upon present U.S. patent application serial number 09/216,545 and shall be binding upon Kimberly-Clark Worldwide, Inc., its successors and/or assigns.

Exceptions to Terminal Disclaimer

In the event that, after the filing of this Terminal Disclaimer, U.S. patent number 6,113,717:

- (a) expires for failure to pay a maintenance fee;
- (b) is held unenforceable;
- (c) is found invalid by a court of competent jurisdiction;
- (d) is statutorily disclaimed in whole;
- (e) is terminally disclaimed under 37 C.F.R. 1.321(a);
- (f) has all of its claims canceled in a reexamination certificate; or
- (g) is otherwise not deemed to provide the rights conveyed by 35 U.S.C. 154 prior to the expiration of its full statutory term;

Kimberly-Clark Worldwide, Inc. specifically does not disclaim any terminal part of any patent granted on the present U.S. patent application serial number 09/216,545 prior to the expiration date of the term defined in 35 U.S.C. 154 and 156 including any term extensions as applicable to any patent granted on U.S. patent 6,113,717.

Fee

Pursuant to 37 C.F.R. 1.321(c)(1), please charge the \$110.00 fee due in accordance with 37 C.F.R. 1.20(d) to Kimberly-Clark Worldwide, Inc.'s deposit account number 11-0875. This Terminal Disclaimer is filed in duplicate.

The undersigned is an attorney of record in the present application having serial no.09/216,545.

Respectfully submitted,

KIMBERLY-CLARK WORLDWIDE, INC.

THOMAS H. ROESSLER ET AL.

By:

Alyssa A. Dudkowski
Alyssa A. Dudkowski

Reg. No. 40,596

Date: July 8, 2003

CERTIFICATE OF FACSIMILE TRANSMISSION

I, Cynthia M. Trudell, hereby certify that on July 8, 2003, this document is being transmitted via facsimile to: Commissioner for Patents, Right Fax No. 703-872-9302.

By:

Cynthia M. Trudell
Cynthia M. Trudell